S.B. Criminal Misc. Bail Application No.4443/2006
Date : 13.10.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Ms. Anamika for the applicant.
Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that absolutely a false case has been lodged against the applicant. She submits that soon after the marriage, complainant started living with her parents. She further submits that husband of the complainant filed a petition for restitution of conjugal rights in the year 2004 and in that no reply has been filed. She also submits that elder sister of the complainant filed a complaint against her husband in relation to the same allegations which are available in the present case and in that case anticipatory bail was granted to him. In last,

she submits that divorce petition has also been filed by the accused applicant against the complainant, therefore, the allegations are levelled against him, which are prima facie not correct.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to grant anticipatory bail to the applicant. Accordingly, it is directed that in the event of arrest of applicant Vinod Bhati S/o Brijmohan Bhati by I.O./S.H.O. in FIR No.111/2006 P.S. Ladnu, shall be released on bail provided he furnishes a personal bond in the sum of Rs.30,000/- along with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of Investigating Officer on the following conditions:-

(i)That he shall make himself available for interrogation by a police officer as and when required;

(ii)That he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That he shall not leave India without the previous permission of the Court.

(SATYA PRAKASH PATHAK), J.

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